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15439 U.S. PTO  
10/812587



Date: March 29, 2004

Docket No.: 2039-0124PUS2

## MS PATENT APPLICATION

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This is a Request for filing a ☐ continuation ☒ divisional  
☐ continuation-in-part application under 37 C.F.R. § 1.53(b) of  
pending prior Application No. 09/031,835 filed on March 26, 2004,  
the entire contents of which are hereby incorporated by  
reference,  
by

Daniele PRESSATO; Alessandra PAVESIO; Lanfranco CALLEGARO  
for

BIOMATERIALS FOR PREVENTING POST-SURGICAL ADHESIONS COMPRISED OF  
HYALURONIC ACID DERIVATIVES

1. ☒ Enclosed is an application consisting of specification,  
claims, declaration and drawings/photographs (if  
applicable).

2. ☒ The filing fee has been calculated as follows:

			LARGE ENTITY	SMALL ENTITY
BASIC FEE			\$770.00	\$385.00
	NUMBER FILED	NUMBER EXTRA	RATE FEE	RATE FEE
TOTAL CLAIMS	24-20 =	4	x 18 = \$72.00	x 9 = \$0.00
INDEPENDENT CLAIMS	2-3 =	0	x 86 = \$0.00	x 43 = \$0.00
<input checked="" type="checkbox"/> MULTIPLE DEPENDENT CLAIMS PRESENTED			+ \$290.00	+ \$145.00
TOTAL			\$1,132.00	\$0.00

3. ☒ A check in the amount of \$1,132.00 to cover the filing fee and recording fee (if applicable) is enclosed.
4. ☐ Please charge Deposit Account No. 02-2448 in the amount of \$0.00. A triplicate copy of this request is enclosed.
5. ☒ Enclosed is/are twenty-six (26) sheet(s) of formal drawings and/or photographs.
- 6a. ☐ A statement claiming small entity status was filed in prior Application No. 09/031,835 on \_\_\_\_\_. See the attached copy of the statement claiming small entity status.
- 6b. ☐ The current application qualifies for small entity status.
7. ☒ The prior application is assigned to Fidia Advanced Biopolymers, S.r.l.
8. ☐ A Preliminary Amendment is enclosed.
- 9a. ☐ Priority of Application No(s). \_\_\_\_\_ filed in \_\_\_\_\_ on \_\_\_\_\_ is/are claimed under 35 U.S.C. § 119. See attached copy of the Letter claiming priority filed in the prior application on \_\_\_\_\_.
- 9b. ☒ Priority of International Appln. PCT/EP96/03805 filed on August 29, 1996 under the Patent Cooperation Treaty and Foreign Application No(s). PD95A000166 and PD95A000167 both filed in Italy on August 29, 1995

under 35 U.S.C. § 120 and/or § 119 are hereby reclaimed.

10. ☒ An Information Disclosure Statement and PTO-1449 form(s) are attached hereto for the Examiner's consideration.
11. ☒ Address all future communications to:  
  
BIRCH, STEWART, KOLASCH & BIRCH, LLP  
P.O. Box 747  
Falls Church, VA 22040-0747  
(703) 205-8000  
  
or  
Customer No. 02292
12. ☐ An extension of time for \_\_\_\_\_ ( ) month(s) until \_\_\_\_\_ has been submitted in parent Application No. 09/031,835 in order to establish co-pendency with the present application.
13. ☒ Also enclosed herewith is the following:

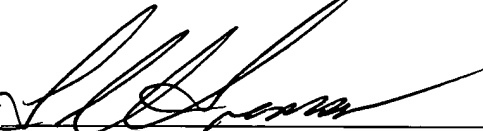
Application Data Sheet

Express Mail Certificate (Label No. US 286058884 US)

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. § 1.16 or under 37 C.F.R. § 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By 

Leonard R. Svensson, #30,330

LRS/SWG/sbp  
2039-0124PUS2

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Attachment(s)

(Rev. 02/13/2004)

MS PATENT APPLICATION

PATENT

2039-0124PUS2

IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant: Daniele PRESSATO et al. Conf.:  
Appl. No.: NEW Group:  
Filed: March 29, 2004 Examiner:  
For: BIOMATERIALS FOR PREVENTING POST-  
SURGICAL ADHESIONS COMPRISED OF  
HYALURONIC ACID DERIVATIVES

**EXPRESS MAIL CERTIFICATE**

**DATE DEPOSITED:** March 29, 2004

I hereby certify that the enclosed DIVISIONAL APPLICATION AND RELATED DOCUMENTS are being deposited with the U.S. Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10 on the date indicated above and is addressed to MS PATENT APPLICATION, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

**Express Mail Label No.:** EV 286058884 US

Date: March 29, 2004



Sandra B. Paulo

**Mailing Address:**

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